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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
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UNITED STATES OF AMERICA,)	
)	Case No.: 2:19-cv-00427-GMN-GWF
Plaintiff,)	
)	STIPULATION TO CONTINUE
vs.)	HEARING
)	(FIRST REQUEST)
BRIAN TUCKER,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED AND AGREED, by and between NICHOLAS A. TRUTANICH, United States Attorney; and CHRISTOPHER D. BAKER, Assistant United States Attorney, counsel for the United States of America, and Sylvia Irvin, Assistant Federal Public Defender, counsel for defendant BRIAN TUCKER, that the hearing currently scheduled for May 28, 2019 at 10:00 a.m., be continued to a date on or after June 28, 2019, or a date at the Court's convenience:

1. The parties have begun preliminary discussions toward a possible resolution of this matter that could render moot the subject hearing on defendant's motion pursuant to Rule 41(g).

2. In the event the parties are unable to resolve the matter, the government anticipates that counsel from the U.S. Attorney's Office for the Southern District of Indiana – where defendant has filed a similar Rule 41(g) motion – will seek to be cross-designated as a Special Assistant U.S. Attorney (SAUSA) to appear at the hearing. The SAUSA presently is out of the office and unable to appear for the hearing currently scheduled for May 28, 2019.

3. Accordingly, the parties stipulate that the ends of justice are best served by granting the continuance and rescheduling the hearing for a date on or after June 28, 2019, or a date at the Court's convenience.

DATED this 23d day of May, 2019.

NICHOLAS A. TRUTANICH
United States Attorney

/s/
CHRISTOPHER D. BAKER
Assistant United States Attorney

/s/
SYLVIA A. IRVIN
Counsel for Defendant Brian Tucker

-oOo-

Defendant.

ORDER

UNITED STATES DISTRICT JUDGE